



State of Washington  
Application for a Water Right Permit

☒ SURFACE WATER ☐ GROUND WATER  
☐ Permanent ☒ Temporary ☐ Short Term

For Ecology Use  
(Date Stamp)

RECEIVED

OCT 29 2009

DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO  
THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

Section 1. APPLICANT

Applicant/Business Name: <b>Washington State Department of Transportation Brian White, Assistant Regional Administrator South Central Region</b>	Phone No: <b>509-577-1700</b>	Other No:
Address: P.O. Box 12560		
City: Yakima	State: WA	Zip: 98909-2560
Email Address (optional): WhiteB@wsdot.wa.gov		

Contact Name (if different from above): <b>Jason W. Smith, Environmental Manager Washington State Department of Transportation South Central Region I-90 Project Office</b>	Phone No: <b>509-577-1750</b>	Other No:
Relationship to Applicant: Point of Contact		
Address: P.O. Box 12560		
City: Yakima	State: WA	Zip: 98909
Email Address (optional): SmithJW@wsdot.wa.gov		

Section 2. STATEMENT OF INTENT

Briefly describe the purpose of your proposed project: Landscape watering of the Wilson Creek riparian buffer for plant establishment and survival.

Anticipated length of time to complete your project: April 1 through October 31 for three years (2010 – 2012)

Water Use List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only) ✓ Cubic Foot per Second (CFS)	Acre-Feet per Year (AF/YR) (If known)	Period of Use (Seasonal)
Landscape watering associated with Wilson Creek riparian area planting	0.15	10 CU	April 1- October 31, 2010 through 2012
TOTAL	0.15	10 CU	

**Purposes of Use.** All of the water will be used for plant and landscape watering in the Wilson Creek Riparian Buffer area shown on the attached map to ensure plant establishment and survival. The existing point of diversion will be used to divert water.

Short Term/Temporary Water Use

Is this a request for a short term project (less than four months and non-recurring)? ☐ YES ☒ NO

ECY 040-1-14 (Rev. 5/07)

[1]

If you need this document in an alternate format, please call the Water Resources Program at 360-407-6600.  
Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.

54-35263

WR1A 39 Kittitas



Is this request for a temporary permit? ☒ YES ☐ NO

If yes to either question above, indicate the dates that the water will be needed:

FROM: April 1, 2010 TO: October 31, 2012.

### Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C below

A.) If Surface Water Source	B.) If Ground Water Source
<input type="checkbox"/> Spring <input checked="" type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake <input type="checkbox"/> Other: _____	<input type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____
Source Name: <u>Wilson Creek</u>	Well diameter & depth: _____
Tributary to: <u>Yakima River/Columbia River</u>	Number of proposed points of withdrawal: _____
Number of proposed diversion points: <u>One</u> <b>(Existing-See attached map)</b>	Do you have an existing well? <input type="checkbox"/> YES <input type="checkbox"/> NO
Do you have an existing diversion? YES X NO	If available, attach Water Well Report and pump test.
The source of water applied for is the Lakeside Towncenter Associates LLC, Court Claim 00366, currently pending acquisition by WA State Department of Transportation, transfer to the Washington Trust Water Rights Program and subject to the August 2009 DRAFT Conveyance agreement between Ecology and WSDOT.	Well Tag ID No. _____

### C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
458633	NE	SW	2	17N	18E	Kittitas

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner: \_\_\_\_\_ Feet (☐ North/☐ South) and \_\_\_\_\_ feet (☐ East/☐ West)  
from the (☐NW ☐SW ☐NE ☐SE ☐ \_\_\_\_\_ ) corner of Section \_\_\_\_.

3000 feet downstream of the following: 840 feet South and 800 feet West of the Center of Section 2, within the NE ¼ SW ¼ of Section 2, Township 17N, Range 18E, WM

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? ☐ YES ☒ NO  
If no, do you have legal authority to make this application for use of another's land? ☒ YES ☐ NO  
Provide the owner name(s), address, and phone number: **(See purchase agreement, attached)**

**Lakeside Town Center Associates, LLC, 5981 Vantage Highway, Suite 102, Ellensburg, WA 98926 (contact: Jeff Slothhower, Attorney, 509-925-6916)**

### Section 4. PLACE OF USE

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

¼	¼	Section	Twp.	Range	County	Parcel No./Site name/Ownership
NE	SW	2	17N	18 EWM	Kittitas Co	458633 <i>Actually located in sec 11</i>

**A portion of the NE ¼ of section 11, T.17 N., R. 18 E.W.M. known at Tax 27 and a portion of the N½ SE¼ of Section 11. T. 17 N., R. 18 E.W.M., both tracts west of the right-of-way of the Burlington Northern Railroad. SEE ATTACHED MAP WHICH INCLUDES THE EXISTING POD**

Do you own all the lands on which the proposed place of use is located? ☐ YES ☒ NO.

If no, do you have legal authority to make this application for use of another's land? ☒ YES ☐ NO



Provide owner name(s), address, and phone number.

**Lakeside Town Center Associates, LLC**  
**5981 Vantage Highway, Suite 102, Ellensburg, WA 98926 c/o**

Are there any other water rights or claims associated with this property or water system? ☐ YES ☒ NO

If yes, provide the water right and/or claim numbers: \_\_\_\_\_

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

## Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source):

## Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below N/A

A.) Domestic Water Systems only	B.) Municipal Water Systems only (defined under RCW 90.03.015)
Projected number of connections to be served: _____	Present population to be served water: _____
Type of connections: _____ (e.g., home, recreational cabin)	Estimate future population to be served: _____ (20 year projection)
C.) Water System Planning	

## Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

### Irrigation

Total number of acres requested to be irrigated under this application = 3.0

NOTE: Outline the area to be irrigated on your attached map.

### Stockwater

List number and kind of stock: N/A

Is the proposed project for a dairy farm? ☐ YES ☐ NO

### Other Proposed Farm Uses

Describe all proposed uses: N/A

**Family Farm Water Act (RCW 90.66):** N/A

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? ☐ YES ☐ NO

Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO

If yes, enter Permit No: \_\_\_\_\_

## Section 8. OTHER WATER USES

### Hydropower

Indicate total feet of head N/A and proposed capacity in kilowatts: \_\_\_\_\_

Describe works: \_\_\_\_\_

Indicate all uses to which power is to be applied: \_\_\_\_\_

FERC License No: \_\_\_\_\_



**Mining/Industrial Use:** Describe use, method of supplying and utilizing water: N/A

**Other Use:** Highway Construction

**Section 9. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water? ☐ YES ☒ NO

Are you proposing to store more than 10 acre-feet of water? ☐ YES ☒ NO

Will the water depth be 10 feet or more? ☐ YES ☒ NO

If you answered yes to any of the above questions, please describe: \_\_\_\_\_

*NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.*

**Section 10. DRIVING DIRECTIONS**

Provide detailed driving directions to the project site: Drive north on Canyon Road, south of I-90 Interchange, turn west on Umptanum Road and take first left at Lakeside Development \_\_\_\_\_  
Site Address: Anderson Road, Kittitas County, WA

**Section 11. REQUIRED SIGNATURES**

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

W. Brian White

Print Name  
(Applicant or authorized representative)



Signature

10/22/09

Date

\_\_\_\_\_  
Print Name  
(Landowner of Place of Use)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name  
(Landowner of Place of Use)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name  
(Landowner of Place of Use)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**Submit your application to:** DEPARTMENT OF ECOLOGY  
CASHIERING SECTION  
PO BOX 47611  
OLYMPIA, WA 98504-7611

Please check the region in which your proposed project is located.  
☐ Southwest ☐ Northwest ☒ Central ☐ Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.